

BAKER & HOSTETLER LLP  
45 Rockefeller Plaza  
New York, New York 10111  
Telephone: (212) 589-4200  
Facsimile: (212) 589-4201  
David J. Sheehan, Esq.  
Marc E. Hirschfield, Esq.  
Marc Powers, Esq.  
Jorian Rose, Esq.

*Attorneys for Irving H. Picard, Esq., Trustee  
for the Substantively Consolidated SIPA Liquidation  
of Bernard L. Madoff Investment Securities LLC  
and Bernard L. Madoff*

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION  
CORPORATION,

Plaintiff,

v.

BERNARD L. MADOFF INVESTMENT  
SECURITIES LLC,

Defendant.

In re:

BERNARD L. MADOFF,

Debtor.

Adv. Pro. No. 08-01789 (BRL)

SIPA Liquidation

(Substantively Consolidated)

**NOTICE OF AMENDED AGENDA FOR MATTERS SCHEDULED  
FOR HEARINGS ON NOVEMBER 8, 2011 AT 10:00 A.M.**

**CONTESTED MATTERS**

**Picard v. J. Ezra Merkin Adv. Pro. No. 09-01182**

1. Pre-Trial Conference

Status: This matter is going forward.

**Picard v. Maxam Absolute Return Fund, L.P. Adv. Pro. No. 10-05342**

2. Pre-Trial Conference

Other Documents:

- A. Notice of Adjournment of Hearing / Notice of Adjournment of the Pre-Trial Conference to December 13, 2011 filed by Marc D. Powers on behalf of Irving H. Picard, Esq., Trustee for the Substantively Consolidated SIPA Liquidation of Bernard L. Madoff Investment Securities LLC and the Estate of Bernard L. Madoff. (Filed: 11/07/2011) [Docket No. 70]

Status: This matter is not going forward and has been adjourned to December 13, 2011.

**SIPC v. BLMIS Adv. Pro. No. 08-01789**

3. Motion to Approve / Motion for an Order to Schedule Hearing on "Customer" Issue as it relates to ERISA filed by David J. Sheehan on behalf of Irving H. Picard. with hearing to be held on 10/26/2011 at 10:00 AM at Courtroom 623 (BRL) Responses due by 10/19/2011, (Sheehan, David) (Filed: 10/05/2011) [Docket No. 4432]

Related Documents:

- A. Affidavit of Service of Motion for an Order to Schedule Hearing on "Customer" Issue as it relates to ERISA (related document(s) 4432 ) filed by David J. Sheehan on behalf of Irving H. Picard. (Sheehan, David) (Filed: 10/05/2011) [Docket No. 4433]
- B. Affidavit of Service for October 5, 2011 (related document(s) 4432 ) filed by John J Collins Jr. on behalf of AlixPartners LLP. (Collins, John) (Filed: 10/11/2011) [Docket No. 4441]

Objection Deadline: October 19, 2011

Objections Filed:

- C. Objection to Motion For An Order To Schedule Hearing on "Customer" Issue As It Relates to ERISA (related document(s) 4432 ) filed by Marc J. Kurzman on behalf of Orthopaedic Specialty Group P.C. Plan Participants. Objections due by 10/19/2011, (Kurzman, Marc) (Filed: 10/18/2011) [Docket No. 4462]
- D. Objection (related document(s) 4432 ) filed by Jennifer A. Clark on behalf of Jennifer A. Clark. (Clark, Jennifer) (Filed: 10/20/2011) [Docket No. 4468]

Replies Filed:

- E. Trustee's Reply to Objection of Orthopaedic Specialty Group, P.C. to Trustee's Motion for an Order to Schedule Hearing on "Customer" Issue as it Relates to ERISA (related document(s) 4462 , 4432 ) filed by David J. Sheehan on behalf of Irving H. Picard. (Sheehan, David) (Filed: 10/24/2011) [Docket No. 4474]

Related Documents:

- F. Affidavit of Service of Trustee's Reply to Objection of Orthopaedic Specialty Group, P.C. to Trustee's Motion for an Order to Schedule Hearing on "Customer" Issue as it Relates to ERISA (related document(s) 4474 ) filed by David J. Sheehan on behalf of Irving H. Picard. (Filed: 10/24/2011) [Docket No. 4475]

Other Documents:

- G. Notice of Adjournment of Hearing on Motion for an Order to Schedule Hearing on "Customer" Issue as it relates to ERISA filed by David J. Sheehan on behalf of Irving H. Picard. (Filed: 10/25/2011) [Docket No. 4476]
- H. Affidavit of Service of Notice of Adjournment of Hearing on Motion for an Order to Schedule Hearing on "Customer" Issue as it relates to ERISA (related document(s) 4476 ) filed by David J. Sheehan on behalf of Irving H. Picard. (Filed: 10/25/2011) [Docket No. 4477]
- I. Affidavit of Service / Corrected Affidavit of Service of Notice of Adjournment of Hearing on Motion for an Order to Schedule Hearing on "Customer" Issue as it relates to ERISA (related document(s) 4476 ) filed by David J. Sheehan on behalf of Irving H. Picard. (Filed: 10/25/2011) [Docket No. 4478]

Status: This matter is going forward.

Dated: New York, New York  
November 7, 2011

Respectfully submitted,

/s/Marc E. Hirschfield

BAKER & HOSTETLER LLP

45 Rockefeller Plaza

New York, New York 10111

Telephone: (212) 589-4200

Facsimile: (212) 589-4201

David J. Sheehan, Esq.

Email: [dsheehan@bakerlaw.com](mailto:dsheehan@bakerlaw.com)

Marc E. Hirschfield, Esq.

Email: [mhirschfield@bakerlaw.com](mailto:mhirschfield@bakerlaw.com)

Marc Powers

Email: [mpowers@bakwerlaw.com](mailto:mpowers@bakwerlaw.com)

Jorian Rose

Email: [jrose@bakerlaw.com](mailto:jrose@bakerlaw.com)

*Attorneys for Irving H. Picard, Esq., Trustee for the  
Substantively Consolidated SIPA Liquidation of  
Bernard L. Madoff Investment Securities LLC  
And Bernard L. Madoff*